

Senate Bill 117

By: Senators Pearson of the 51st, Adelman of the 42nd, Rogers of the 21st, Smith of the 52nd and Reed of the 35th

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 17-6-1 of the Official Code of Georgia Annotated, relating to where  
2 offenses are bailable, procedure, schedule of bails, and appeal bonds, so as to provide for  
3 certain additional conditions for bail for sexual offenses; to provide for other related matters;  
4 to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 17-6-1 of the Official Code of Georgia Annotated, relating to where offenses  
8 are bailable, procedure, schedule of bails, and appeal bonds, is amended in subsection (f) by  
9 adding a new paragraph to read as follows:

10 "(6) For offenses involving violations of Chapter 6 of Title 16, relating to sexual  
11 offenses, bail or other pretrial release from custody shall be set by a judge on an  
12 individual basis and not a schedule of bail as provided for in paragraph (1) of this  
13 subsection. Unless the court determines that contact would be in the best interest of the  
14 victim, the court shall include as a condition of bail or pretrial release that the defendant  
15 shall not have contact of any kind or character with the victim or any member of the  
16 victim's family or household and shall not physically abuse or threaten to physically  
17 abuse the victim."

18 **SECTION 2.**

19 All laws and parts of laws in conflict with this Act are repealed.